

ORIGINAL

PETER B. CARLISLE 2209  
 Prosecuting Attorney  
 FRANKLIN D. PACARRO, JR. 4284  
 Deputy Prosecuting Attorney  
 City and County of Honolulu  
 Alii Place  
 1060 Richards Street, 10th Floor  
 Honolulu, Hawaii 96813  
 Ph: 547-7474  
 FAX: 547-7513  
 Attorneys for State of Hawaii

FILED IN THE  
 UNITED STATES DISTRICT COURT  
 DISTRICT OF HAWAII

SEP 06 2006

at 2 o'clock and 45 min PM  
 SUE BEITIA, CLERK

## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,	)	CR. NO. 03-00454-SOM
	)	
Plaintiff,	)	APPLICATION REGARDING
	)	TEMPORARY TRANSFER OF
v.	)	CUSTODY TO THE STATE OF HAWAII
	)	REGARDING WRIT OF HABEAS
HECTOR FERRER,	)	CORPUS AD PROSEQUENDUM;
	)	EXHIBITS "A AND B"
Defendant.	)	
	)	
	)	
	)	

APPLICATION REGARDING TEMPORARY TRANSFER  
 OF CUSTODY TO THE STATE OF HAWAII REGARDING  
WRIT OF HABEAS CORPUS AD PROSEQUENDUM

Franklin D. Pacarro, Jr., Deputy Prosecuting Attorney for the City and County of Honolulu, State of Hawaii, hereby moves the Honorable Court for an Order authorizing the temporary transfer of the physical custody of HECTOR FERRER from the United States Marshal Service, District of Hawaii, to State of Hawaii Officials from time to time and as needed until the conclusion of State of Hawaii v. HECTOR FERRER, Criminal Nos. 01-1-1902 and 01-1-1905.

Defendant HECTOR FERRER is now detained in the custody of the United States Marshal Service, District of Hawaii, serving a 57-month federal term of imprisonment.

Defendant HECTOR FERRER has two outstanding Bench Warrants pending in the Circuit Court of the First Circuit, State of Hawaii, for failure to comply with his terms and conditions of probation.

The State of Hawaii has received approval for a temporary transfer of custody from the Assistant United States Attorney assigned to the above matter. (See, Exhibit "A").

This Application requests that the Court grant a temporary transfer of the physical custody of HECTOR FERRER from the United States Marshal Service, District of Hawaii, to State of Hawaii Officials, based on the State of Hawaii's Writ of Habeas Corpus ad Prosequendum filed on September 6, 2006, in the Circuit Court of the First Circuit, State of Hawaii (see, Exhibit "B").

Upon conclusion of State of Hawaii v. HECTOR FERRER, Criminal Nos. 01-1-1902 and 01-1-1905, Defendant HECTOR FERRER will be returned to the United States Marshal Service, District of Hawaii, on a mutually agreed upon date.

Dated at Honolulu, Hawaii: September 6, 2006.

STATE OF HAWAII

By PETER B. CARLISLE  
Prosecuting Attorney

By   
PRANKLIN D. PACARRO, JR.  
Deputy Prosecuting Attorney  
City and County of Honolulu